



**ASSEMBLY AMENDMENT 1,  
TO 2009 ASSEMBLY BILL 706**

April 13, 2010 – Offered by Representative Sherman.

\*\*\* AUTHORS SUBJECT TO CHANGE \*\*\*

1 At the locations indicated, amend the bill as follows:

2 **1.** Page 1, line 7: delete “law” and substitute “law and making an  
3 appropriation”.

4 **2.** Page 6, line 1: delete that line and substitute:

5 “**SECTION 1g.** 20.435 (4) (pa) of the statutes is amended to read:

6 20.435 **(4)** (pa) *Federal aid; Medical Assistance and food stamp contracts*  
7 *administration.* All federal moneys received for the federal share of the cost of  
8 contracting for payment and services administration and reporting, other than  
9 moneys received under par. (nn), to reimburse 3rd parties for their costs under s.  
10 49.475, for administrative contract costs for the food stamp program under s. 49.79,  
11 and for services of resource centers under s. 46.283, and for costs related to collections  
12 and other recoveries.

13 **SECTION 1r.** 102.03 (1) (c) 2. of the statutes is amended to read:”.

**3.** Page 10, line 2: after that line insert:

“**SECTION 8p.** 102.27 (2) (b) of the statutes is renumbered 102.27 (2) (b) (intro.) and amended to read:

102.27 **(2)** (b) (intro.) If a governmental unit provides public assistance under ch. 49 to pay medical costs ~~or living expenses related to a claim~~ occasioned by an injury for which compensation is claimed under this chapter and provides a party to the claim with written notice stating that the governmental unit has provided the assistance and an itemized statement of the cost of the assistance provided, the employer or insurance carrier owing compensation or the department owing payments under s. 102.81 shall reimburse that governmental unit any compensation awarded or paid ~~if the governmental unit has given the parties to the claim written notice stating that it provided the assistance and the cost of the assistance provided.~~ Reimbursement shall equal the lesser of either as follows:

2. For the amount of assistance the governmental unit provided or, for two-thirds of the amount of the award or payment remaining after deduction of attorney fees and any other fees or costs chargeable under ch. 102. The department shall comply with this paragraph when making payments under s. 102.81, or for an amount agreed to by the governmental unit, whichever is less, if the award or payment results from a compromise or stipulation.

**SECTION 8q.** 102.27 (2) (b) 1. of the statutes is created to read:

102.27 **(2)** (b) 1. For the amount of assistance the governmental unit provided or for the amount of the liability of the employer, insurance carrier, or department for medical costs under this chapter, whichever is less, if the award or payment results from a hearing on the claim or from a default.

1           **SECTION 8r.** 102.27 (2) (c) of the statutes is created to read:

2           102.27 **(2)** (c) Notwithstanding s. DWD 80.43 (2), Wis. Adm. Code, a

3 governmental unit that receives reimbursement under par. (b) shall pay to any

4 attorney or other representative of an injured employee who obtained the

5 reimbursement 20 percent of the amount of reimbursement recovered for that

6 governmental unit.”.

**(END)**